

**MICHAEL JAY PHARRIS,** )  
 )  
 **Plaintiff,** )  
 )  
 **vs.** ) **No. 4:08cv0053 TCM**  
 )  
 **UNKNOWN O'NEAL,** )  
 )  
 **Defendant.** )

**IT IS HEREBY ORDERED** that Plaintiff's complaint is **DISMISSED**, without prejudice, pursuant to 42 U.S.C. § 1997e(a).

/s/ Thomas C. Mummert, III  
THOMAS C. MUMMERT, III  
UNITED STATES MAGISTRATE JUDGE

Dated this 16th day of December, 2008.